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RECEIVED SEP 15 2015 *fol ESS 2*

September 3, 2015

Mr. Jason El-Zein
Emergency Response Branch
United States Environmental Protection Agency
Region 5
77 W. Jackson Boulevard
Chicago, IL 60604-3590

Re: Baker Perkins Site
1010 Hess Avenue, Saginaw, MI
Site Spill Identification Number: C51X
Response to General Notice of Potential Liability and Request for Information

Dear Mr. El-Zein:

Reference is made to your letter dated August 20, 2015 received by my client, Mr. Scott Smith on August 24, 2015 regarding the above-captioned matter.

Mr. Smith retained me on September 2, 2015 to represent him in connection with the allegations raised as well as the request for information enumerated by your letter. Given the fact that I am beginning the process of investigation, I have not the opportunity to assess the scope of the claims made against Mr. Smith. Nevertheless, my client has indicated in our initial meetings that he has well founded reservations as to the potential liability exposure he is alleged to have relative to the 1010 Hess Avenue address in view of facts and circumstances identified to me. Moreover, Mr. Smith questions the basis for your letter due to the physical configuration of the former Baker Perkins industrial property in question and whether the location of actual contamination exists now or, at any time, on property purchased by Saginaw Development, LLC in late 2011. More specifically, I understand that several buildings, comprising a number of parcels, make up the property indicated in your letter and it is unclear if Saginaw Development has an ownership interest in property that you believe is contaminated.

Consequently, I am requesting an extension of time to understand and respond to your demands. In this regard, I am requesting specific information, which identifies the existence of contamination at designated locations within the referenced property. With

the information anticipated, I will be able to respond appropriately to the issues raised in your letter.

I have attempted to speak to you about these matters and was not able to reach you when I called on September 2, 2015.

Looking forward to your response. You may reach me by email if that is convenient for you.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Marc K. Shaye', with a stylized flourish at the end.

Marc K. Shaye